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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/812,780	03/29/2004	Yiwen Tang	50623.280	5001
7590 10/12/2007				
Cameron Kerrigan		EXAMINER		
Squire, Sanders & Dempsey L.L.P.		FISHER, ABIGAIL L		
Suite 300				
One Maritime Plaza		ART UNIT		
San Francisco, CA 94111		PAPER NUMBER		
		4173		
		MAIL DATE		
		DELIVERY MODE		
		10/12/2007		
		PAPER		

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10812780	3/29/2004	TANG ET AL.	50623.280

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**EXAMINER**

Abigail Fisher

**ART UNIT****PAPER**

4173

20071009A

**DATE MAILED:**

**Please find below and/or attached an Office communication concerning this application or proceeding.**

**Commissioner for Patents**

See attached sheet for explanation of Non-Responsiveness.

Abigail Fisher  
Examiner  
Art Unit 4173

### DETAILED ACTION

The reply filed on August 10 2007 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): The office action dated July 11 2007 required three species election. The first species election was to a single biocompatible polymeric moiety and a single structural polymeric moiety. Applicant has successfully elected a single disclosed species from the first species election. However the Applicant has not elected a single disclosed species from the second or third species election.

The **Second Species Election**, on page 5 of the office action dated July 11 2007, Applicant is required to elect a single second polymeric moiety.

The **Third Species Election**, on page 7 of the office action dated July 11 2007, Applicant is required to elect a single biologically degradable polymer.

See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. **EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).**

Art Unit: 4173

**Conclusion**

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Abigail Fisher whose telephone number is 571-270-3502. The examiner can normally be reached on M-Th 9am-4pm EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ardin Marschel can be reached on 571-272-0718 or Cecilia Tsang can be reached on 571-272-0562. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Abigail Fisher  
Examiner  
Art Unit 4173

AF

*Ardin H. Marschel 10/10/07*  
ARDIN H. MARSCHEL  
SUPERVISORY PATENT EXAMINER